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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: )  
 )  
 Rahul R. UPLAP, et al. )  
 )  
 Serial No.: 10/520,553 )  
 )  
 I.A. Filing Date: July 3, 2003 )  
 )  
 START-UP CONTROL OF INTER- )  
 NAL COMBUSTION ENGINES )

"Express Mail" Label Number: EV 334087579 US

Date of Deposit: July 13, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.



Signature of person mailing paper or fee  
 Ruth A. Rogers

Name of Person Mailing Paper or Fee

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER  
 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE**

MAIL STOP PCT  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the "Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office," Applicants hereby submit the executed Declaration for the above-referenced patent application. A copy of the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office is also enclosed.

You will note that there is a discrepancy in the first name of the first-named inventor between the PCT application and the enclosed Declaration. When the PCT application was filed, the first name of inventor was inadvertently misspelled as "Rahu" instead of "Rahul." This error was a clerical spelling error by personnel of the undersigned counsel that was carried throughout the PCT application. Mr. Uplap has now corrected the

spelling of his name on the enclosed executed Declaration. It is respectfully requested that the filing receipt be issued correctly, naming Rahul R. Uplap as the first-named inventor.

The surcharge of \$130 for furnishing the oath or declaration later than 30 months is to be charged to the American Express account number shown on the attached form (PTO-2038). It is believed that no additional fees are due; however if any fees are deemed necessary, the US Patent & Trademark Office is hereby authorized to charge such fees to Deposit Account No. 23-3030 but do not include any payment of issue fees that are or may become due.

Respectfully submitted,

By James M. Durlacher  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/520,553	Rahu R Uplap	8016-643

INTERNATIONAL APPLICATION NO.
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PCT/US03/21046

LA. FILING DATE	PRIORITY DATE
07/03/2003	07/12/2002

30565

WOODARD, EMHARDT, MORIARTY, MCNETT & HENRY LLP  
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INDIANAPOLIS, IN 46204-5137

RECEIVED  
JUN 14 2005

Woodard, Emhardt, Moriarty,  
McNett & Henry LLP

CONFIRMATION NO. 3257  
371 FORMALITIES LETTER



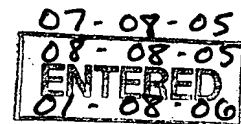
\*OC000000016217366\*

Date Mailed: 06/08/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/05/2005
- Copy of the International Search Report filed on 01/05/2005
- Preliminary Amendments filed on 01/05/2005
- Information Disclosure Statements filed on 04/08/2005
- Oath or Declaration filed on 01/05/2005
- Request for Immediate Examination filed on 01/05/2005
- U.S. Basic National Fees filed on 01/05/2005
- Priority Documents filed on 01/05/2005
- Power of Attorney filed on 01/05/2005
- Specification filed on 01/05/2005
- Claims filed on 01/05/2005
- Drawings filed on 01/05/2005



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/520,553	PCT/US03/21046	8016-643